

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF NEW YORK

-----x
PleasrDAO, an exempted foundation company, :
: Case No. 1:24-cv-04126
: Plaintiff, :
: :
: :
: :
: :
: v. :
: :
: :
: :
: Martin Shkreli, :
: :
: :
: :
: Defendant. :
-----x

AFFIDAVIT OF SERVICE

I, Robert Carnes, being duly sworn, deposes and says:

1. In accordance with this Court's Docket Order, dated June 13, 2024, granting alternate service upon Defendant Martin Shkreli ("Defendant"), on the same date, I served a true and correct copy of the following documents upon Defendant (1) through email by sending a message attaching the documents to the email accounts martin@dl.software and contact@dl.software; and (2) through X by sending direct messages to the X accounts @MartinShkreli and @wagieeacc containing a link to download the documents:

- a. Verified Complaint (ECF No. 1);
- b. Civil Cover Sheet (ECF No. 2);
- c. Plaintiff's Proposed Order to Show Cause for Temporary Restraining Order Preliminary Injunction, Order Seizing Assets, and Order for Disgorgement and Accounting (ECF No. 3);
- d. Plaintiff's Memorandum of Law in Support of its Application for Temporary Restraining Order, Preliminary Injunction, Order Seizing Assets, and Order for Disgorgement and Accounting (ECF No. 4);

- e. Declaration of Steven Cooper and Exhibit (ECF No. 5);
- f. Summons (ECF No. 9); and
- g. Temporary Restraining Order and Order to Show Cause for Preliminary Injunction, Order Seizing Assets, and Order for Disgorgement and Accounting (ECF No. 10).

A true and correct copy of this correspondence is attached as **Exhibit A**.

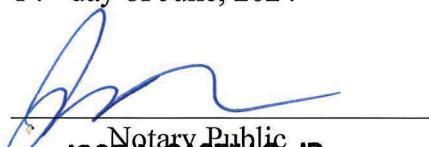
2. On June 13, 2024, after attempting to serve Defendant through Discord, I received an automated response that my “message could not be delivered” because, *inter alia*, Defendant “is only accepting direct messages from friends.” A true and correct copy of this correspondence is attached as **Exhibit B**.

Date: June 14, 2024
New York, NY



Robert Carnes
Reed Smith LLP
599 Lexington Avenue
New York, NY 10022
rcarnes@reedsmith.com
(212) 549-4650

Sworn to before me on this
14th day of June, 2024



Notary Public
JOSE A. CASTILLO, JR.
Notary Public, State of New York
No. 01CA6356215
Qualified in New York County 25
Commission Expires March 27, 2025

Exhibit A

From: Carnes, Rob
To: martin@dl.software; contact@dl.software
Cc: Cooper, Steven; Hyun, Charles P.
Subject: PleaseDAO v. Shkreli, Case No. 1:24-cv-04126 (E.D.N.Y.)
Date: Thursday, June 13, 2024 5:49:54 PM
Attachments: [2024-06-13 - Docket Text Order.pdf](#)
[Civil Cover Sheet.pdf](#)
[Declaration of Steven Cooper with Exhibit.pdf](#)
[Memorandum of Law in Support.pdf](#)
[Notice of Option to Consent to Magistrate Judge Jurisdiction.pdf](#)
[Summons.pdf](#)
[Temporary Restraining Order and Order to Show Cause.pdf](#)
[Declaration of Matthew Matkov with Exhibits.pdf](#)
[Verified Complaint.pdf](#)
[Unsigned Order to Show Cause.pdf](#)

Dear Mr. Shkreli,

In accordance with the Docket Text Order dated June 13, 2024 in the above-referenced matter, this email constitutes service of the attached documents listed below:

- Summons
- Verified Complaint
- Temporary Restraining Order and Order to Show Cause for Preliminary Injunction, Order Seizing Assets, and Order for Disgorgement and Accounting
- Declaration of Matthew Matkov with Exhibits
- Declaration of Steven Cooper with Exhibit
- Notice of Option to Consent to Magistrate Judge Jurisdiction
- Civil Cover Sheet
- (Unsigned) Order to Show Cause for Temporary Restraining Order, Preliminary Injunction, Order Seizing Assets, and Order for Disgorgement and Accounting.

Rob Carnes

Associate
Litigation - Global Commercial Disputes
rcarnes@reedsmith.com
Tel: +1 212.549.4650
*Admitted in California; New York admission pending.

Reed Smith

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This E-mail, along with any attachments, is considered confidential and may well be legally privileged. If you have received it in error, you are on notice of its status. Please notify us immediately by reply e-mail and then delete this message from your system. Please do not copy it or use it for any purposes, or disclose its contents to any other person. Thank you for your cooperation.

Messages

martin@dl.software

Martin Shkreli (e/acc) ✅

Joined June 2011 · 178.1K Followers

Not followed by anyone you're following

Martin Shkreli (e/acc) ✅ @wagieeacc · 12m

A link to download these documents can be found

Martin Shkreli (e/acc) ✅ @MartinShkreli · 14m

A link to download these documents can be found

Dear Mr. Shkreli,
In accordance with the Docket Text Order dated June 13, 2024 in PleasrDAO v. Shkreli, Case No. 1:24-cv-04126 (E.D.N.Y.), this message constitutes service of the documents listed below:

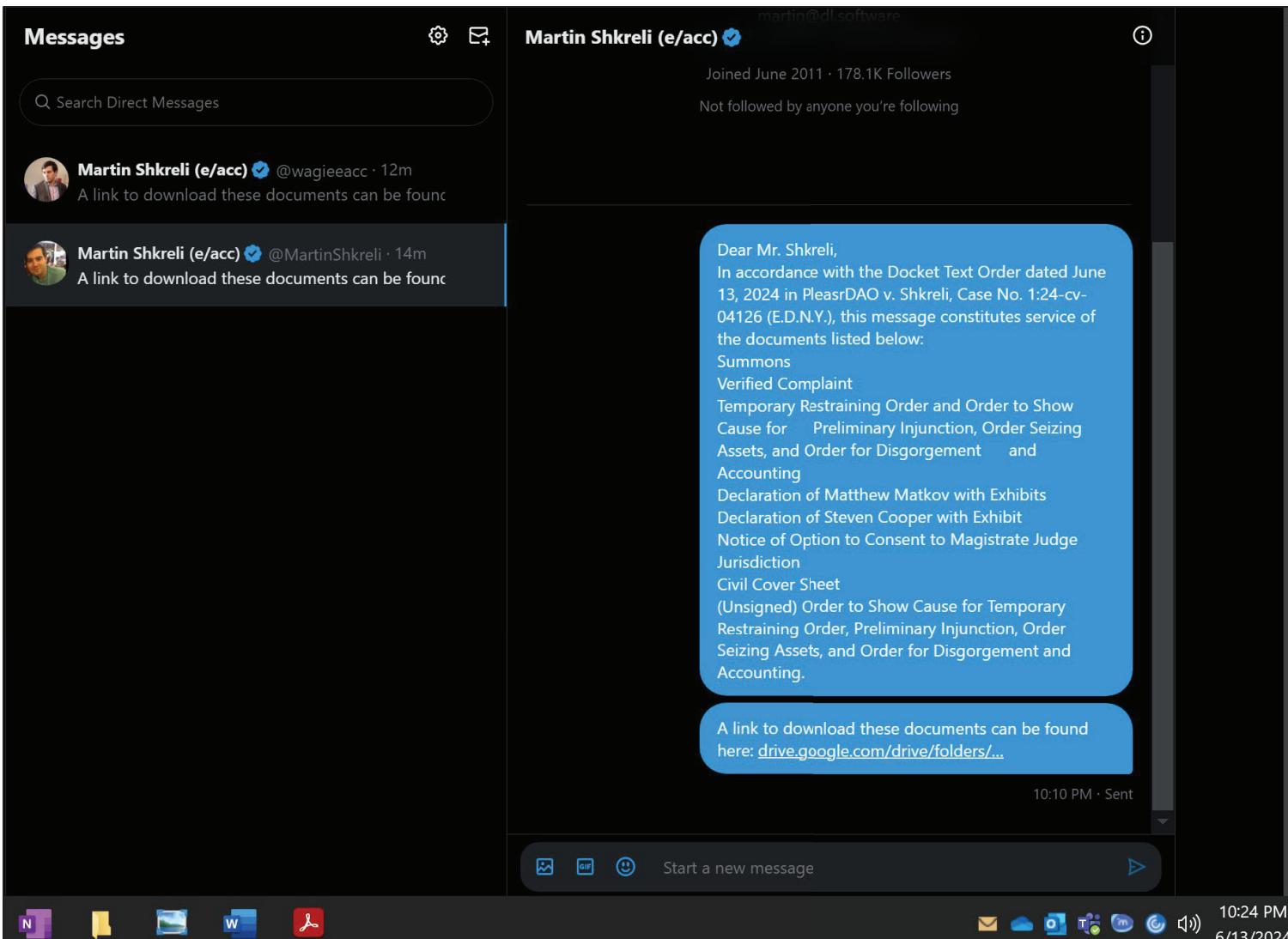
Summons
Verified Complaint
Temporary Restraining Order and Order to Show Cause for Preliminary Injunction, Order Seizing Assets, and Order for Disgorgement and Accounting
Declaration of Matthew Matkov with Exhibits
Declaration of Steven Cooper with Exhibit
Notice of Option to Consent to Magistrate Judge Jurisdiction
Civil Cover Sheet
(Unsigned) Order to Show Cause for Temporary Restraining Order, Preliminary Injunction, Order Seizing Assets, and Order for Disgorgement and Accounting.

A link to download these documents can be found here: drive.google.com/drive/folders/1D3wQeZXcKCXSYkCBGj4IWYxmzdeTIP9D?usp=sharing

10:10 PM · Sent

Start a new message

10:24 PM
6/13/2024



Screenshot 1 - Direct message to X user @MartinShkreli on June 13, 2024 at 10:14 PM transmitting link to publicly available shared drive containing service documents (<https://drive.google.com/drive/folders/1D3wQeZXcKCXSYkCBGj4IWYxmzdeTIP9D?usp=sharing>)

Messages

Search Direct Messages

Martin Shkreli (e/acc) ✅ @wagieeacc · 10m
despite all my rage I'm still just a wagie in a cage

Martin Shkreli (e/acc) ✅ @wagieeacc · 10m
A link to download these documents can be found

Martin Shkreli (e/acc) ✅ @MartinShkreli · 11m
A link to download these documents can be found

working on DL Software: neets.ai
linktr.ee/mshkreli
Joined May 2023 · 99.1K Followers
Not followed by anyone you're following

Dear Mr. Shkreli, In accordance with the Docket Text Order dated June 13, 2024 in PleasrDAO v. Shkreli, Case No. 1:24-cv-04126 (E.D.N.Y.), this message constitutes service of the documents listed below: Summons Verified Complaint Temporary Restraining Order and Order to Show Cause for Preliminary Injunction, Order Seizing Assets, and Order for Disgorgement and Accounting Declaration of Matthew Matkov with Exhibits Declaration of Steven Cooper with Exhibit Notice of Option to Consent to Magistrate Judge Jurisdiction Civil Cover Sheet (Unsigned) Order to Show Cause for Temporary Restraining Order, Preliminary Injunction, Order Seizing Assets, and Order for Disgorgement and Accounting.

A link to download these documents can be found here: drive.google.com/drive/folders/1D3wQeZXcKCXSYkCBGj4IWYxmzdeTIP9D?usp=sharing

10:11 PM · Sent

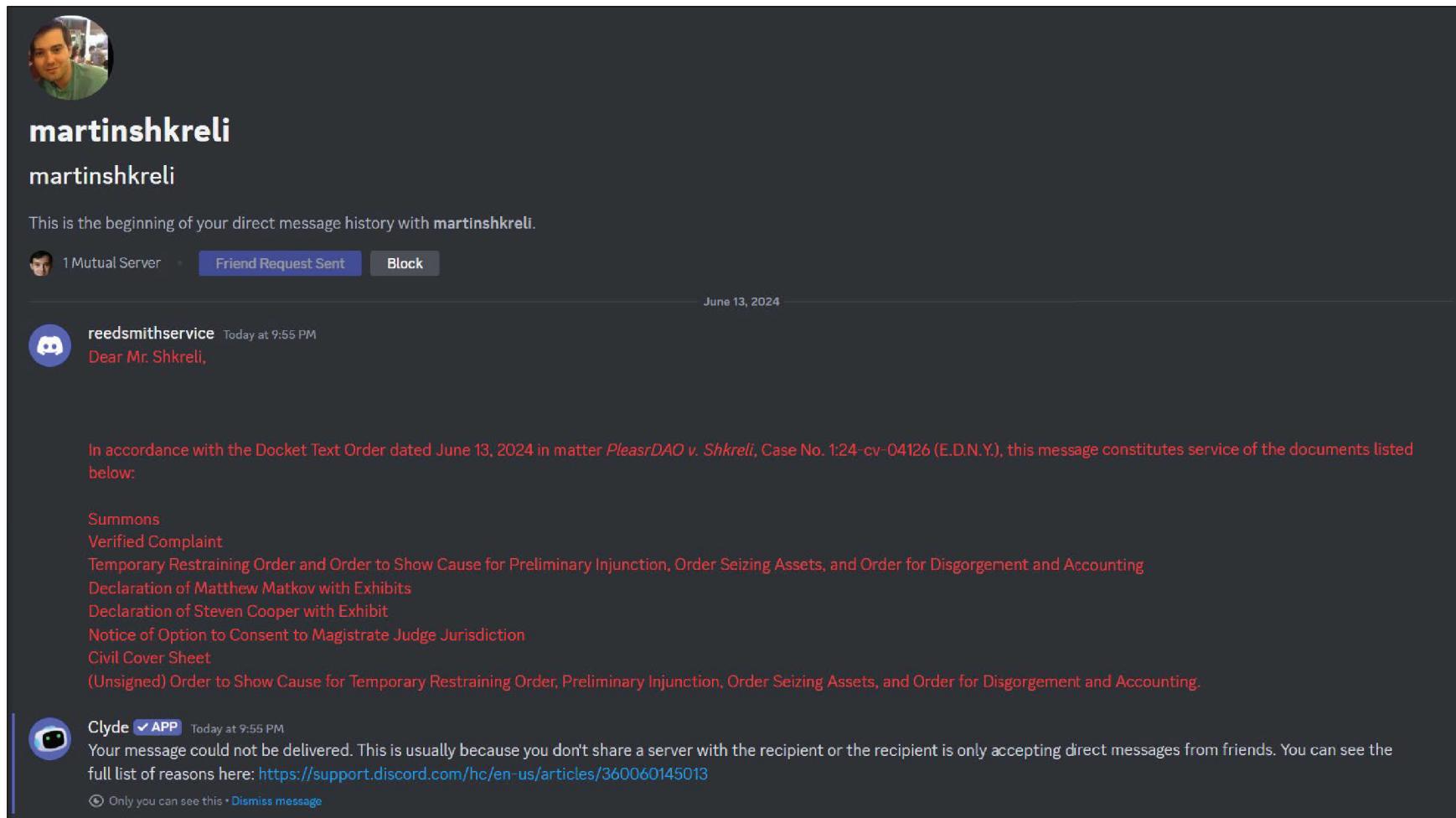
Start a new message

10:23 PM
6/13/2024

File attachments icons: N, F, W, A

Screenshot 2 - Direct message to X user @wagieeacc on June 13, 2024 at 10:13 PM transmitting link to publicly available shared drive containing service documents (<https://drive.google.com/drive/folders/1D3wQeZXcKCXSYkCBGj4IWYxmzdeTIP9D?usp=sharing>)

Exhibit B



This is the beginning of your direct message history with **martinshkreli**.

1 Mutual Server • Friend Request Sent • Block

June 13, 2024

reedsmithservice Today at 9:55 PM
Dear Mr. Shkreli,

In accordance with the Docket Text Order dated June 13, 2024 in matter *PleasrDAO v. Shkreli*, Case No. 1:24-cv-04126 (E.D.N.Y.), this message constitutes service of the documents listed below:

Summons
Verified Complaint
Temporary Restraining Order and Order to Show Cause for Preliminary Injunction, Order Seizing Assets, and Order for Disgorgement and Accounting
Declaration of Matthew Matkov with Exhibits
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Notice of Option to Consent to Magistrate Judge Jurisdiction
Civil Cover Sheet
(Unsigned) Order to Show Cause for Temporary Restraining Order, Preliminary Injunction, Order Seizing Assets, and Order for Disgorgement and Accounting.

Clyde ✓APP Today at 9:55 PM
Your message could not be delivered. This is usually because you don't share a server with the recipient or the recipient is only accepting direct messages from friends. You can see the full list of reasons here: <https://support.discord.com/hc/en-us/articles/360060145013>

Only you can see this • [Dismiss message](#)

Screenshot 3 - Direct message to Discord user martinshkreli sent June 13, 2024 at 9:55 PM and automated response